

IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
v.
JORGE MACIAS,
Defendant.

Case No. 2:22-MJ-1279-DUTY-1

ORDER OF DETENTION

I.

The Court conducted a detention hearing:

On motion of the Government [18 U.S.C. § 3142(f)(1)] in a case: allegedly involving:

a crime of violence.

an offense with a maximum sentence of life imprisonment or death.

a narcotics or controlled substance offense with the maximum sentence of ten or more years.

1 () any felony – where defendant convicted of two or more prior
2 offenses described above.

3 () any felony that is not otherwise a crime of violence that involves a
4 minor victim, or possession of a firearm or destructive device or any
5 other dangerous weapon, or a failure to register under 18 U.S.C.
6 § 2250.

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8 ☒ On motion by the Government or on the Court's own motion
9 [18 U.S.C. § 3142(f)(2)] in a case allegedly involving, on further allegation by the
10 Government of:

11 (X) a serious risk that defendant will flee.

12 () a serious risk that the defendant will () obstruct or attempt to
13 obstruct justice; () threaten, injure or intimidate a prospective witness
14 or juror, or attempt to do so.

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16 ☒ The Court concludes that the Government is entitled to a rebuttable
17 presumption that no condition or combination of conditions will reasonably assure
18 the defendant's appearance as required and the safety of any person or the
19 community [18 U.S.C. § 3142(e)(2)].

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21 II.

22 ☒ The Court finds that no condition or combination of conditions will
23 reasonably assure: ☐ the appearance of the defendant as required.

24 ☒ the safety of any person or the community.

25 ☒ The Court finds that the defendant has not rebutted by sufficient evidence
26 to the contrary the presumption provided by statute.

1 III.
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3 The Court has considered: (a) the nature and circumstances of the offense(s)
4 charged, including whether the offense is a crime of violence, a Federal crime of
5 terrorism, or involves a minor victim or a controlled substance, firearm, explosive,
6 or destructive device; (b) the weight of evidence against the defendant; (c) the
7 history and characteristics of the defendant; and (d) the nature and seriousness of
8 the danger to any person or the community. [18 U.S.C. § 3142(g)] The Court also
9 considered all the evidence adduced at the hearing and the arguments, the
10 arguments of counsel, and the report and recommendation of the U.S. Pretrial
Services Agency.

11 IV.
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13 The Court bases its conclusions on the following:

14 As to risk of non-appearance:

15 As to danger to the community: instant allegations; large quantity of
16 methamphetamine and firearms and ammunition recovered at defendant's
residence on day of arrest.

17 V.
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19 The Court finds a serious risk that the defendant will
20 obstruct or attempt to obstruct justice.
21 threaten, injure or intimidate a prospective witness or juror, or
attempt to do so.

22 The Court bases its conclusions on the following:

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24 VI.

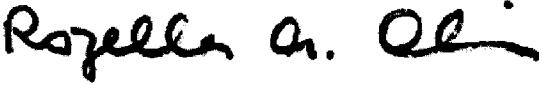
25 IT IS THEREFORE ORDERED that the defendant be detained until trial.

26 The defendant will be committed to the custody of the Attorney General for
27 confinement in a corrections facility separate, to the extent practicable, from
28 persons awaiting or serving sentences or being held in custody pending appeal.

1 The defendant will be afforded reasonable opportunity for private consultation
2 with counsel. On order of a Court of the United States or on request of any
3 attorney for the Government, the person in charge of the corrections facility in
4 which defendant is confined will deliver the defendant to a United States Marshal
5 for the purpose of an appearance in connection with a court proceeding.

6 [18 U.S.C. § 3142(i)]

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8 Dated: 4/1/2022
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10 
11 HON. ROZELLA A. OLIVER
12 UNITED STATES MAGISTRATE JUDGE
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